

Form PTO-1390US DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE
(Rev. 5-93)TRANSMITTAL LETTER TO THE UNITED STATES
DESIGNATED/ELECTED OFFICE (DO/EO/US)
CONCERNING A FILING UNDER 35 U.S.C. 371ATTORNEY'S DOCKET NO. **C 2609 PCT/US**

U.S. APPLICATION NO. (if known sec. 17 CFR 1.5)

10/511633INTERNATIONAL APPLICATION NO.
PCT/EP03/03711INTERNATIONAL FILING DATE
April 10, 2003PRIORITY DATE CLAIMED
April 19, 2002

TITLE OF INVENTION

SUN PROTECTING EMULSION PROVIDED WITH A FOAM DISPENSER

APPLICANT(S) FOR DO/EO/US

Rolf Kawa, Peter Finkel, Hannelore Merheim, and Sylvia Henig

Applicant herewith submits to the United States Designated/Elected Office (EO/DO/US) the following items and other information:

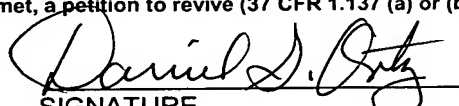
1. ☒ This is a **FIRST** submission of items concerning a filing under 35 U.S.C. 371.
2. ☐ This a **SECOND** or **SUBSEQUENT** submission of items concerning a filing under 35 U.S.C. 371.
3. ☐ This express request to begin national examination procedures (35 U.S.C. 371(f)) at any time rather than delay examination until the expiration of the applicable time limit set in 35 U.S.C. 371(b) and PCT Articles 22 and 39 (1).
4. ☒ A proper Demand for International Preliminary Examination was made by the 19th month from the earliest claimed priority date.
5. ☒ A copy of the International Application as filed (35 U.S.C. 371(c)(2)).
 - a. ☐ is transmitted herewith (required only if not transmitted by the International Bureau).
 - b. ☒ has been transmitted by the International Bureau.
 - c. ☐ is not required, as the application was filed in the United States Receiving Office (RO/US).
6. ☒ A translation of the International Application into English (35 U.S.C. 371(c)(2)).
7. ☒ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))
 - a. ☐ are transmitted herewith (required only if not transmitted by the International Bureau).
 - b. ☐ have been transmitted by the International Bureau.
 - c. ☐ have not been made; however, the time limit for making such amendments has NOT expired.
 - d. ☒ have not been made and will not be made.
8. ☐ A translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).
9. ☒ An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)). (UNEXECUTED)
10. ☐ A translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).

Items 11. to 16. below concern other document(s) or information included:

11. ☐ An Information Disclosure Statement under 37 CFR 1.97 and 1.98.
12. ☐ An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
13. ☒ A FIRST preliminary amendment
☐ A SECOND or SUBSEQUENT preliminary amendment.
14. ☐ A substitute specification.
15. ☐ A change of power of attorney and/or address letter.
16. ☒ Other items or information.:

International Search Report (With Information Disclosure Citation and References)

"Express Mail" mailing label number EV530260008US

U.S. Application No. (If known see CFR 1.30) 10/511633		INTERNATIONAL APPLICATION NO. PCT/EP03/03711		ATTORNEY'S DOCKET NUMBER C 2609 PCT/US													
17. ■ The following fees are submitted: Basic National Fee (37 CFR 1.492(a)(1)-(5)): Search Report has been prepared by the EPO or JPO..... \$950.00 International preliminary examination fee paid to USPTO (37CFR 1.482) \$750.00 No international preliminary examination fee paid to USPTO (37 CFR 1.482) but international search fee paid to USPTO (37CFR 1.445(a)(2))..... \$770.00 Neither international preliminary examination fee (37CFR 1.482) nor international search fee (37 CFR 1.445(a)(2)) paid to USPTO. \$1080.00 International preliminary examination fee paid to USPTO (37CFR 1.482) and all claims satisfied provisions of PCT Article 33(2)-(4)..... \$140.00 ENTER APPROPRIATE BASIC FEE AMOUNT=				<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <th style="text-align: left;">CALCULATIONS</th> <th colspan="2" style="text-align: left;">PTO USE ONLY</th> </tr> <tr> <td></td> <td style="width: 15%;"></td> <td style="width: 15%;"></td> </tr> <tr> <td>\$ 950</td> <td></td> <td>00</td> </tr> <tr> <td>\$</td> <td></td> <td></td> </tr> </table>		CALCULATIONS	PTO USE ONLY					\$ 950		00	\$		
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Surcharge of \$130.00 for furnishing the oath or declaration later than ~ 20 ~ 30 months from the earliest claimed priority date 37 (CFR 1.492(e)).				<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td>\$</td> <td></td> <td></td> </tr> </table>		\$											
\$																	
Claims	Number filed	Number Extra	Rate														
Total Claims	21 - 20 =	1	X 18.00	\$ 18	00												
Independent Claims	3 - 3 =	0	X 88.00	\$ 0	00												
Multiple dependent claims (s)(if applicable) 0			+ 280.00	\$ 0	00												
TOTAL OF ABOVE CALCULATIONS =				\$ 968	00												
Reduction by 2 for filing by small entity, if applicable. Verified Small Entity statement must also be filed. (Note 37 CFR 1.9, 1.27, 1.28).				<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td>\$</td> <td></td> <td></td> </tr> </table>		\$											
\$																	
SUBTOTAL=				\$ 968	00												
Processing fee of \$130.00 for furnishing the English translation later the ~ 20 ~ 30 months from the earliest claimed priority date (37CFR 1.492(f)).				<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td>\$</td> <td></td> <td></td> </tr> </table>		\$											
\$																	
TOTAL NATIONAL FEE=				\$ 968	00												
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property +				<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td>\$</td> <td></td> <td></td> </tr> </table>		\$											
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TOTAL FEES ENCLOSED=				\$ 968	00												
				Amount to be: refunded	\$-----												
				charged	968.00												
a. ~ A check in the amount of \$_____ to cover the above fees is enclosed. b. ■ Please charge my Deposit Account No. <u>50-1177</u> in the amount of \$ 968.00 to cover the above fees. A triplicate copy of this sheet is enclosed. Order No. <u>04-0477</u> . c. ■ The Assistant Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. <u>50-1177</u> . A triplicate copy of this sheet is enclosed. NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137 (a) or (b)) must be filed and granted to restore the application to pending status. SEND ALL CORRESPONDENCE TO: Customer Number 23657																	
				 SIGNATURE Daniel S. Ortiz NAME ATTORNEY FOR APPLICANT 25,123 REGISTRATION NUMBER													